IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4543 of 2006

M/s.Vilas Transport Company & Anr. .. Petitioners

versus

Special Recovery & Sales Officer & ors ..Respondents

...

Mr.J.S. Suryavanshi i/b G.N. Salunkhe for the petitioners.

Mr.B.A. D'Lima i/b M/s.D'Lima & Associates for respondent no.2.

CORAM : D.G. KARNIK, J

DATED : 30th August 2007.

P.C.:

1. Heard learned counsel for the petitioner and learned counsel for respondent no.2.

2. This petition is filed by the petitioner challenging the proclamation for sale of its properties which was issued at the instance of respondent no.2 - Creditor Bank. Learned counsel for

respondent no.2 states that respondent no.2 would not proceed with the auction sale of the property in pursuance of the proclamation dated 13th May 2006 but would take steps for issuance of a fresh proclamation in accordance with law. In view of this, nothing survives in this petition. Writ Petition is disposed of.

(D.G. KARNIK, J)